THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.23343 of 2007

Dated:20.11.2007

Between:

M/s.Kamal VS Teja Minings, represented by its Managing Partner.
…Petitioner.

and

The Government of India and others
…Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.23343 of 2007

ORDER:

The matter came up for admission. On 05.11.2007, learned Assistant Government Pleader for Industries had taken notice and requested time to file counter-affidavit.

Heard both the learned counsel.

The Writ Petition is filed for a writ of *mandamus* declaring the action of the respondents in not passing order on the application of the petitioner dt.08.11.2006, for grant of Mining Lease over an extent of 316.00 Hectares in Sy.Nos.306, 307, 308, 309, 310, 312, 313, 317 & 37 of Emboy Village, Bethamcherla Mandal, Kurnool District and not granting the Mining Lease as arbitrary, illegal, unjust and violation of Mines and Minerals (Development and Regulation) Act, 1957, Mineral Concession Rules, 1960 and G.O.Ms.No.181, Industries and Commerce (MI) Department, dt.28.05.1998 and pass such other order or orders.

It is stated that No Objection Certificate was issued by

proceedings Rc.B.No.85/2007, dt.03.05.2007, and communicated to the Assistant Director of Mines and Geology. Several facts had been narrated in detail in the affidavit filed in support of the writ petition and the grievance of the petitioner is non-passing of any order on its application, dated 08.11.2006, for grant of mining lease, in relation to the subject matter of the writ petition.

In view of the same, the 2nd respondent is hereby directed to dispose of the application of the petitioner, dated 08.11.2006, in accordance with law, within a period of three months from the date of receipt of a copy of this order.

The Writ Petition is disposed of accordingly. There shall be no order as to costs.

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(P.S.NARAYANA, J)

20.11.2007

GJ